

JPW

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of Jan MIEZE et al.

Confirmation No.: 4410

Appln. No.: 10/567,800

Filed: February 9, 2006

For: BRAKING DEVICE

Attorney Docket No.: 3926.239

Customer No.: 30448

CERTIFICATE UNDER 37 CFR 1.8(a)

I hereby certify that this correspondence is being deposited either by facsimile to 571-273-8300 or with the U.S. Postal Service as First Class mail in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on August 11, 2006.

 Yonghong Chen Reg. No. 56,150

**INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §1.97 and §1.98**

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. §1.56, Applicants hereby notify the U.S. Patent and Trademark Office of the following documents for the above-identified application. Copies of any non-US documents set forth below and listed on the attached Form PTO/SB/08A, copy of the International Search Report (ISR) and a German Office action dated April 7, 2004 issued in the corresponding applications are provided herewith.

1. US 2003/0070884 A1

{WP326328;1}

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /M.B./

2. US 1,709,326
3. DE 355 153
4. DE 199 53 947 A1 (English abstract provided)
5. DE 197 33 552 A1 (has English-language equivalent application US 6,122,988)
6. WO 01/58738 A1 (in English)
7. US 1,839,487

Documents 1-5 were cited in the ISR. Documents 5-7 were cited in the German Office action dated April 7, 2004. Documents 3-5 were also mentioned in the background of the specification of the instant application.

No English translation or abstract of document 3 is readily available. The whole document 3 was cited as "X" category relevant to claims 1, 4-9, 11-12, and 14-15 of the corresponding PCT application of the instant application. This satisfies Applicants' obligation of explaining relevancy of non-English document.

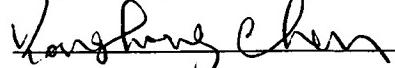
Since the present Information Disclosure Statement is being filed before the mailing date of the first Office Action, no statement under 37 C.F.R. §1.97(e) or fee under 37 C.F.R. §1.17(p) is required.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicants do not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

Applicants respectfully request that the listed documents be considered by the Examiner

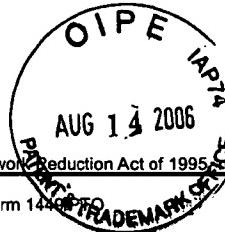
and be made of record in the present application and that an initialed copy of Form PTO/SB/08A be returned in accordance with MPEP §609.

Respectfully submitted,



Yonghong Chen
Registration No. 56,150
Customer No. 30448
Akerman Senterfitt
222 Lakeview Avenue, Suite 400
West Palm Beach, FL 33401
Phone: 561-653-5000
Fax: 561-659-6313

Date: August 11, 2006



PTO/SB/08A (07-05)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Substitute for form 1449 PTO TRADEMARK OFFICE		Complete if Known
INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>		Application Number 10/567,800
		Filing Date February 9, 2006
		First Named Inventor Jan MIEZE
		Art Unit
		Examiner Name
Sheet	1	Attorney Docket Number 3926.239

U. S. PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear
		Country Code ² -Number ⁴ -Kind Code ⁵ (if known)			T
		DE 355 153	06-22-1922	EDMUND RUMPLER DR ING	
		DE 199 53 947 A1	05-11-2000	Küster Automotive Control Systems GmbH	
		DE 197 33 552 A1	02-18-1999	Daimler-Benz Aktiengesellschaft	
		WO 01/58738 A1	08-16-2001	PBR AUSTRALIA PTY LTD	

Examiner Signature	/Melody Burch/	Date Considered	03/02/2009
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^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹Applicant's unique citation designation number (optional). ²See Kinds of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /M.B./